

2011713

TRANSMITTAL LETTER			Case No. 7651/1612
Serial No. 892,345	Filing Date June 26, 2001	Examiner Not Assigned	Group Art Unit 1713
Inventor(s) Gregory Carlson et al.			
Title of Invention Polyurethane Hydrogel Contact Lens			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an Information Disclosure Statement, PTO form 1449 and thirty (30) references.

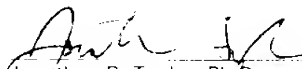
- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity		or	Other Than Small Entity	
Rate	Add'l Fee		Rate	Add'l Fee
x \$9 =			x \$18 =	
x 42 =			x \$84 =	
+ \$140 =			+ \$280 =	
Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Jonathan P. Taylor, Ph.D.  
Registration No. 48,338  
Agent for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on October 29, 2001.

Date 10/29/01 Signature 

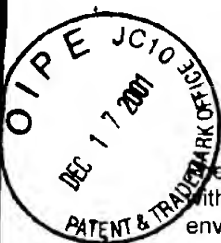
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C. ALL jon taylor TRANSMITTAL LETTER ids 76511 1612 d3c



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PATENT & TRADEMARK OFFICE



**CERTIFICATE OF MAILING**

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October 29, 2001

Date of Deposit

Jonathan P. Taylor, Ph.D., Reg. No. 48,338

Name of Applicant, Assignee or  
Registered Representative

*Jonathan P. Taylor*  
Signature

10/29/01  
Date of Signature

EX-109  
1/2/03  
#3

Our Case No.: 7651/1612

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Gregory Carlson et al.

Serial No.: 09/892,345

Filing Date: June 26, 2001

For: POLYURETHANE HYDROGEL  
CONTACT LENS

Examiner: Not Assigned

Group Art Unit No.: 1713

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

*Not a prior art reference*

### U.S. Patent Documents

Patent No.	Date	Inventor
3,786,034	01/15/1974	Blair et al.
3,821,136	06/28/1974	Hudgin et al.
3,822,238	07/02/1974	Blair et al.
3,939,105	02/17/1976	Jones, Jr. et al.
4,118,354	10/03/1978	Harada et al.
4,255,550	03/10/1981	Gould
4,259,467	03/31/1981	Keogh et al.
4,359,558	11/16/1982	Gould et al.
4,403,083	09/06/1983	Marans et al.
4,408,023	10/04/1983	Gould et al.
4,454,309	06/12/1984	Gould et al.
4,490,423	12/25/1984	Gould et al.
4,496,535	01/29/1985	Gould et al.
4,644,033	02/17/1987	Gnanou et al.
4,668,564	05/26/1987	Orchard
4,687,816	08/18/1987	Lin et al.
4,689,386	08/25/1987	Chapman et al.
4,886,866	12/12/1989	Braatz et al.
5,039,458	08/13/1991	Braatz et al.
5,149,052	09/22/1992	Stoy et al.
5,354,835	10/11/1994	Blair
5,508,317	04/16/1996	Müller
5,674,942	10/07/1997	Hill et al.
5,789,464	08/04/1998	Müller
5,849,810	12/15/1998	Müller
6,039,913	03/21/2000	Hirt et al.

### Foreign Patent Documents


Document No.	Date	Country
WO 98/00205 A1	01/08/1998	PCT
WO 98/42497 A3	10/01/1998	PCT
WO 98/42497 A2	10/01/1998	PCT
11-255859	09/21/1999	Japan

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
Jonathan P. Taylor, Ph.D.  
Registration No. 48,338  
Agent for Applicant(s)

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